

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JAN 22 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 14 1978 under 35277

The applicant BERTHA MENZI MERCHANT 1988 TRUST, Robert F. Merchant, Jr., Trustee, hereby make application for permission to change the point of diversion, manner and place of use of water heretofore appropriated under Carson River Decree Claims 686, 687, 688, 689, 690, 692, 693, 707, 708

1. The source of water is Carson River
2. The amount of water to be changed As decreed
3. The water to be used for Municipal
4. The water heretofore permitted for As decreed
5. The water is to be diverted at the following point NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 14, T.15N., R.20E., M.D.B.&M., or at a point from which the SW corner of said section 14 bears South 46° 20' West 3240'
6. The existing permitted point of diversion is located within As decreed - Mexican Dam NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, T.15N., R.20.E., M.D.B.&M. or at a point from which the N $\frac{1}{4}$ corner of said Section 35 bears N12° 30' E., 3075'
7. Proposed place of use SEE ATTACHED EXHIBIT A
8. Existing place of use SEE ATTACHED EXHIBIT B
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from as decreed to _____ of each year.
11. Description of proposed works Infiltration well, pump motor and distribution system
12. Estimated cost of works works completed
13. Estimated time required to construct works works completed
14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks: Please use maps on file at the Division of Water Resources under the Carson River Decree for the existing place of use and point of diversion and use the maps under application 35277 for the proposed point of diversion and application 48884 to support the proposed place of use. The amount of water being charged is equal to 567.225AFA (represents conversion reduction)

By s/George M. Thiel
George M. Thiel, P.E.
6490 S. McCarran Blvd., #26
Reno, NV 89509

Compared ny/bk cl/cms

Protested 3/28/97 by Bruce R. Scott, Agent for the Donald A. Andersen Trust,
the Estate of Willie M. Andersen, and Alexander K. Bernhard WDN 7-15-97

62775

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of Claim Nos. 686, 687, 688, 689, 690, 692, 693, 707 and 708 of the Carson River as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 62775 and 62776 shall not exceed 567.225 acre-feet annually.

Any withdrawal or cancellation of this permit results in the withdrawal or cancellation of Permit 62776.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 567.225 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

August 27, 1998

Proof of completion of work shall be filed before:

September 27, 1998

Application of water to beneficial use shall be filed on or before:

August 27, 2002

Proof of the application of water to beneficial use shall be filed on or before:

September 27, 2002

Map in support of proof of beneficial use shall be filed on or before:

September 27, 2002

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 27th day of August, A.D. 1997

R. Michael Turnipseed P.E.
State Engineer

Completion of work filed OCT 19 1998

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

71789-T 363.65 E 4p 11-9-05
Abrogated By 6388-T-1.0
Port 65034-T 1.0 wdn 7-16-99
*JUL 16 1999

WITHDRAWN BY APPLICANT

R. Michael Turnipseed P.E. STATE ENGINEER
* a portion being 200 af see exhibit A
attached to May 26, 1999 letter & map
under this permit

EXHIBIT A

PROPOSED PLACE OF USE

All of T.15 N., R.20 E., MDB&M, E $\frac{1}{2}$ of T.15 N., R.19 E., MDB&M; Sections 2, 3, and 4, E $\frac{1}{2}$ Section 5, and that portion of the N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 6 which lies within Carson City limits, T.14 N., R.20 E., MDB&M; Sections 31, 32, 33, 34, and 35, W $\frac{1}{2}$ Section 36, and those portions of the E $\frac{1}{2}$ Section 36 which lie within Carson City limits, T.16 N., R.20 E., MDB&M; the S $\frac{1}{2}$ of Sections 34, 35, and 36 and the S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 35 which lie within the Carson City limits, T.16 N., R.19 E., MDB&M. AND THE NE $\frac{1}{4}$ OF SECTION 36, T.16 N., R.19 E., MDB&M.

EXHIBIT B**EXISTING PLACE OF USE****CLAIM #686**

6.39 acres within the NE1/4 SW1/4, N & E of ditch, Section 26, T.15N., R.20E., M.D.B&M

15.39 acres within the SE1/4 NW1/4 Section 26, T.15N., R.20E., M.D.B&M

1.70 acres within the NE1/4 NW1/4, SW corner Section 26, T.15N., R.20E., M.D.B&M

1.52 acres within the NW1/4 NW1/4, SE corner Section 26, T.15N., R.20E., M.D.B&M

CLAIM #687

2.00 acres within the SW1/4 NW1/4, NE corner, Section 26, T.15N., R.20E., M.D.B&M

8.00 acres within the NE1/4 NW1/4, W part, Section 26, T.15N., R.20E., M.D.B&M

5.00 acres within the SE1/4 NW1/4, Section 26, T.15N., R.20E., M.D.B&M

CLAIM #688

15.00 acres within the NE1/4 NW1/4, W part, Section 26, T.15N., R.20E., M.D.B&M

CLAIM #689

18.00 acres within the E1/2 NW1/4, NW part, Section 26, T.15N., R.20E., M.D.B&M

CLAIM #690

3.40 acres within the NE1/4 SW1/4, S & E of ditch, Section 26, T.15N., R.20E., M.D.B&M

13.06 acres within the NE1/4 SW1/4, W of ditch by pump, Section 26, T.15N., R.20E., M.D.B&M

3.26 acres within the SE1/4 NW 1/4, NE corner, Section 26, T.15N., R.20E., M.D.B&M

7.34 acres within the SE1/4 NW1/4, W of ditch by pump, Section 26, T.15N., R.20E., M.D.B&M

5.44 acres within the SW1/4 NW1/4, W of ditch by pump, Section 26, T.15N., R.20E., M.D.B&M

10.88 acres within the NE1/4 NW1/4, E part, Section 26, T.15N., R.20E., M.D.B&M

10.68 acres within the NW1/4 NW1/4, NW corner, Section 26, T.15N., R.20E., M.D.B&M

7.96 acres within the NW1/4 NW1/4, W of ditch by pump, Section 26, T.15N., R.20E., M.D.B&M

0.10 acres within the NW1/4 SW1/4, E edge by pump, Section 26, T.15N., R.20E., M.D.B&M

0.05 acres within the SW1/4 NE1/4, NW corner, Section 26, T.15N., R.20E., M.D.B&M

1.43 acres within the NW1/4 NE1/4, W edge, Section 26, T.15N., R.20E., M.D.B&M

CLAIM #692

6.41 acres within the NE1/4 NE1/4, NE corner Section 27, T.15N., R.20E, M.D.B&M
11.49 acres within the NE1/4 NE1/4, SE part by pump, Section 27, T.15N., R.20E,
M.D.B&M

CLAIM #693

26.59 acres within the SE1/4 SE1/4, E of ditch, Section 22, T.15N., R.20E, M.D.B&M
5.51 acres within the SE1/4 SE1/4, W part by pump, Section 22, T.15N., R.20E,
M.D.B&M
9.24 acres within the NE1/4 NE1/4, Section 27, T.15N., R.20E, M.D.B&M
5.00 acres within the SE1/4 SE1/4, Section 27, T.15N., R.20E, M.D.B&M
22

CLAIM #707

4.62 acres within the SW1/4 NE1/4, Section 26, T.15N., R.20E, M.D.B&M
4.71 acres within the NW1/4 SE1/4, Section 26, T.15N., R.20E, M.D.B&M

CLAIM #708

9.02 acres within the SW1/4 SE1/4, Section 26, T.15N., R.20E, M.D.B&M
7.70 acres within the NW1/4 NE1/4, Section 35, T.15N., R.20E, M.D.B&M

